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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/688,269	10/20/2003	Shalong Maa		3782
32581	7590	07/09/2008		
MAA, SHALONG		EXAMINER		
P.O. BOX 600118		BELOUSOV, ANDREY		
DALLAS, TX 75360-0118		ART UNIT	PAPER NUMBER	
		2174		
NOTIFICATION DATE	DELIVERY MODE			
07/09/2008	ELECTRONIC			

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

SM2K@YAHOO.COM

<b>Office Action Summary</b>	<b>Application No.</b> 10/688,269	<b>Applicant(s)</b> MAA, SHALONG
	<b>Examiner</b> ANDREY BELOUSOV	<b>Art Unit</b> 2174

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If no period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED. (35 U.S.C. § 133).

Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### **Status**

1) Responsive to communication(s) filed on 26 March 2008.

2a) This action is FINAL.      2b) This action is non-final.

3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### **Disposition of Claims**

4) Claim(s) 61,63,82,92,94 and 100 is/are pending in the application.

4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.

5) Claim(s) \_\_\_\_\_ is/are allowed.

6) Claim(s) 61,63,82,92,94 and 100 is/are rejected.

7) Claim(s) \_\_\_\_\_ is/are objected to.

8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### **Application Papers**

9) The specification is objected to by the Examiner.

10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### **Priority under 35 U.S.C. § 119**

12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a) All    b) Some \* c) None of:

1. Certified copies of the priority documents have been received.
2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### **Attachment(s)**

1) Notice of References Cited (PTO-892)

2) Notice of Draftsperson's Patent Drawing Review (PTO-948)

3) Information Disclosure Statement(s) (PTO/SB/06)  
Paper No(s)/Mail Date \_\_\_\_\_

4) Interview Summary (PTO-413)  
Paper No(s)/Mail Date \_\_\_\_\_

5) Notice of Informal Patent Application

6) Other: \_\_\_\_\_

**DETAILED ACTION**

1. This action is in response to the filing of March 26, 2008. Claims 62, 81, 85, 87, 91, 93, and 96-99 have been canceled. Claims 61, 63, 82, 92, 94 and 100 are pending and have been considered below.

***Claim Rejections - 35 USC § 102***

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless —

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

3. Claims 61, 82, 92, and 94 are rejected under 35 U.S.C. 102(b) as being anticipated by Nawaz et al., (5,959,621.)

**Claim 61, 82: Nawaz a multi-purpose personal computer system comprising:**

- a. a processor (Fig. 1: 24) for executing a computer processing instruction system (Fig. 1: 20) having a window-based operating system including a network connection system (Fig. 4);
- b. a network connection device coupled to said processor for facilitating communication, under the control of said network connection system, with an electronic network (Fig. 4); and

- c. a display device coupled to said processor for displaying, under the control of said computer processing instruction system, a computer display including a default desktop display (Fig. 3, 4);
- d. said computer display including a full default display mode for fully displaying said default desktop display (Fig. 3);
- e. said desktop display having a live component (Fig. 3: 140) for presenting on said desktop display live information (2:31-41) received from a remote computer through said electronic network;
- f. said computer processing instruction system further including a live-information-display component for causing said live component to be regularly situated on and be displayed as an integrated full-default-display component of said default desktop display (Fig. 2), and be displayed to a user whenever said computer display is instructed to be in said full default display mode (Fig. 3);
- g. said live information being represented by live information data received from said remote computer, said live information data having text format data type and including textual data pertaining to textual, logical, or numerical description of a live or recently occurred event (2:31-41)
- h. said live information being associated with an online account (Fig. 13: 232, "Server Personalization Data" saved with the Smart Server, Fig. 13: 228) of said user.

**Claim 92, 94:** Nawaz discloses the computer system as set forth in claim 61, wherein when there is, on said display device, one or more application windows opened or launched containing display content or graphic user interfaces of one or more user-activated application programs respectively (Fig. 3: 108), each one of said application windows having more than one distinct window-display modes pertaining to size of display area thereof on said display device, including a minimize mode (Fig. 3: 110) for reducing said each one of said application windows to a button or an icon view, and when said computer display is in said full default display mode, said each one of said application windows is or shall be caused to be in said minimize mode (8:1-13.)

***Claim Rejections - 35 USC § 103***

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

5. Claims 63 and 100 are rejected under 35 U.S.C. 103(a) as being unpatentable over Nawaz in view of Vong et al., (2002/0085045.)

**Claim 63, 100:** Nawaz discloses the computer system as set forth in claim 61. However, Nawaz does not explicitly disclose, wherein said live information pertains to number of emails received, and wherein said live component includes a graphical icon, image or display of one or more mail envelops or postcards, for indicating that said live

component pertains to electronic mails or communications, and graphical display of a number for representing said number of emails received. Vong discloses a control panel for a computing device that display live information, such as the number of emails received (Fig. 12B: "12 new messages"), and wherein said live component includes a graphical icon, image or display of one or more mail envelops or postcards (Fig. 12B, envelope icon), for indicating that said live component pertains to electronic mails or communications, and graphical display of a number for representing said number of emails received (Fig. 12B: "12 new messages.") Therefore, it would have been obvious to one having ordinary skill in the art at the time the invention was made to use a known feature of numerical count of emails received to improve similar devices of Nawaz and Vong in the same way, so as to yield a predictable result.

#### *Response to Arguments*

6. Applicant's arguments filed 3/26/2008 have been fully considered but they are not persuasive.

7. Applicant's argument that "Nawaz et al. does not teach that the information displayed within the hypertext viewer (140) pertains to any of the user's "ONLINE ACCOUNT", has been fully considered but is not persuasive. Figure 13 of Nawaz discloses Smart Server including Personalization information, indicating an online user account (Fig. 13: 228, 232.) For more detail, Nawaz directs to a co-pending application (08/760,931, US6,216,141; See Fig. 8; 11:29-59.)

8. Applicant's argument that neither Nawaz and Vong teaches employing graphical icon, image or display of one or more mail envelopes or postcard for purpose of indicating that the live information pertains to electronic communications or mails, has been fully considered but is not persuasive. Figure 12B of Vong discloses an envelope icon indicating e-mail.

***Conclusion***

9. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

10. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Andrew Belousov whose telephone number is (571) 270-1695. The examiner can normally be reached on Mon-Fri (alternate Fri off) EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David A. Wiley can be reached on (571) 272-3923. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

AB  
June 24, 2008

/Steven P Sax/  
Primary Examiner, Art Unit 2174